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Express Mail No. ER707461757



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Group: 1638

Steven D. Linscombe

Examiner: Robinson, K.O.

Serial No.: SN 10/712,896

Filed: November 13, 2003

For: Rice Cultivar Designated 'Cheniere'

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Note to the Examiner:

The following papers are included with this submission. Should any be missing, please call André J. Porter at (225) 381-0262:

This Petition includes:
3 pages of remarks

Accompanying this Petition are:
Request for Continued Examination
Terminal Disclaimer
Check for \$1210

**PETITION UNDER 37 C.F.R. § 1.137(b)
FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY**

02/17/2006 TBESHAH1 00000024 10712896

01 FC:2453

750.00 OP

Petition under 37 C.F.R. § 1.137(b) for
Revival of an Application for Patent
Abandoned Unintentionally

Serial No. 10/712,896

Dear Sir:

The above-identified application became abandoned for failure to file a timely reply to the Office Action mailed on July 15, 2005, which set a three-month shortened statutory period for reply.

Applicant petitions that the above application, filed under 37 C.F.R. §1.53(b), be revived as an application abandoned unintentionally. Enclosed is the petition fee of \$750 for a small entity pursuant to 37 C.F.R. §1.17(m).

Enclosed is a Request for Continued Examination and a Terminal Disclaimer. The delay is regretted. The failure to file a timely reply was first brought to the undersigneds' attention on February 13, 2006. This Petition is being filed one day later, on February 14, 2006.

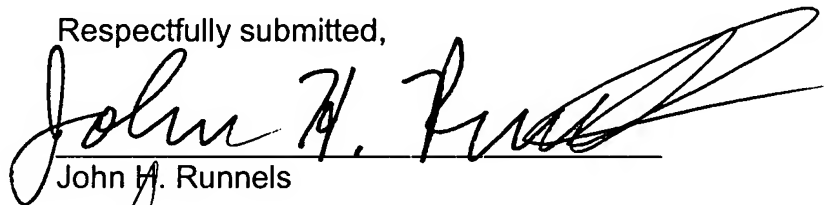
Statement of Unintentional Delay

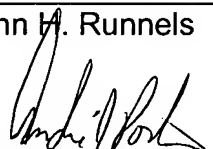
The entire delay in filing this required reply from the due date for the required reply until the filing of a grantable petition pursuant to 37 C.F.R. §1.137(b) was unintentional.

Miscellaneous

Enclosed is a check for \$1,210 to cover the \$750 fee for the petition to revive, \$395 for the request for continued examination, and the \$65 fee for the terminal disclaimer, all paid as a small entity. If this amount is incorrect, please charge any additional amount to Deposit Account No. 20-0096. If either of these amounts is incorrect, please refer to the Deposit Account Authorization previously filed for this application. If any additional extension of time is required, please consider this paper a petition for the total extension of time required.

Respectfully submitted,


John H. Runnels


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(Registration Nos. 33,451 and 50,341)

February 14, 2006